

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) and 1.97(c))

Docket No.  
16014

In Re Application Of: John P. Jensen et al.



Application No.	Filing Date		Customer No.	Group Art Unit	Confirmation No.
10/702,686	November 6, 2003	Leslie A. Wong	23389	1761	8992

Title: EDIBLE FLAVOR IMPROVER, PROCESS FOR ITS PRODUCTION AND USE

Address to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

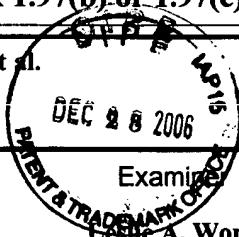
**OR**

the fee set forth in 37 CFR 1.17(p).

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 (Under 37 CFR 1.97(b) or 1.97(c))

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10/702,686	November 6, 2003	Leslie A. Wong	23389	1761	8992

Title: EDIBLE FLAVOR IMPROVER, PROCESS FOR ITS PRODUCTION AND USE

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of **\$180.00** is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
  - Charge the amount of
  - Credit any overpayment.
  - Charge any additional fee required.
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa)

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Signature

Typed or Printed Name of Person Signing Certificate

\*This certificate may only be used if paying by deposit account.

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**Certificate of Mailing by First Class Mail**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

December 26, 2006

(Date)

Signature of Person Mailing Correspondence

Edward W. Grolz

Typed or Printed Name of Person Mailing Certificate

Edward W. Grolz  
 Registration No. 33,705

SCULLY, SCOTT, MURPHY & PRESSER, P.C.  
 400 Garden City Plaza, Suite 300  
 Garden City, New York 11530  
 (516) 742-4343

CC:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** John P. Jensen et al.

**Examiner:** Leslie A. Wong

**Serial No.:** 10/702,686

**Art Unit:** 1761

**Filed:** November 6, 2003

**Docket:** 16014

**For:** EDIBLE FLAVOR IMPROVER,  
PROCESS FOR ITS PRODUCTION  
AND USE

**Dated:** December 26, 2006

**Confirmation No.:** 8992

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT PURSUANT TO 37 C.F.R. §§1.56, 1.97 and 1.98**

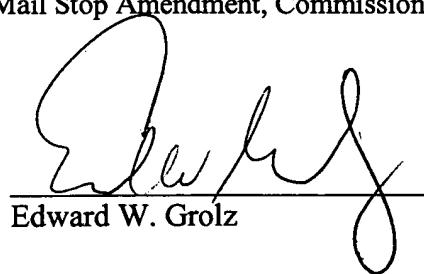
Sir:

Applicants, in order to meet their duty of disclosure, set forth at 37 C.F.R. §1.56, submit herewith those additional references which they deem relevant to the claims of the present application.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 26, 2006



Edward W. Grolz

12/29/2006 SSITHIB1 00000028 10702686

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The relevant additional references are as follows:

1. Meyer, S. et al., Food Technology, Vol. 56, no.7 (July 2002), pp. 42-45: “Optimizing Sweetener Blends for Low-Calorie Beverages”
2. European Patent No. EP 0 132 444 B1, dated February 13, 1985 (to General Foods Corporation)
3. International Patent Application No. WO 99/15032, dated April 1, 1999 (to Holland Sweetener Company V.O.F.)
4. U.S. Patent No. 6,287,620, dated September 11, 2001 to Van Den Ouwehand, et al.
5. U.S. Patent No. 5,474,791, dated December 12, 1995 to Zablocki, et al.
6. U.S. Patent No. 5,633,031, dated May 27, 1997 to Zablocki, et al.
7. U.S. Patent No. 6,372,277, dated April 16, 2002 to Admiraal, et al.
8. U.S. Patent No. 4,228,198, dated October 14, 1980 to Burge, et al.
9. U.S. Patent No. 6,379,735, dated April 30, 2002 to Yukio, et al.
10. Innovation in Food Technology (September 12, 2001), p. 76: “Sugar Sweetness From Natural Distillates”
11. Confectionary – Production, 67(2) (Feb. 2001), p.27: “Real Sugar Flavour Without The Calories”
12. U.S. Patent No. 6,245,376, dated June 12, 2001 to Pittet, et al.
13. U.S. Patent No. 6,440,222, dated August 27, 2002 to Donovan, et al.
14. U.S. Patent No. 6,406,546, dated June 18, 2002 to Donovan, et al.
15. U.S. Patent No. 5,466,294, dated November 14, 1995 to Kearney, et al.
16. Vaccari, G. et al., Zuckerindustrie 126 (2001) Nr. 8, pp.619-624: “Cooling Crystallization Applied To The ‘Extract’ Of A Chromatographic Separation Process (SMB) Of Beet Raw Juice”
17. European Patent No. EP 0 957 178 A2, dated April 23, 1999 (to Eridania S.p.A.)
18. U.S. Patent No. 5,902,409, dated May 11, 1999 to Kwok, et al.

19. U.S. Patent No. 4,359,430, dated November 16, 1982 to Heikkila, et al.
20. U.S. Patent No. 5,127,957, dated July 7, 1992 to Heikkila, et al.
21. U.S. Patent No. 6,093,326, dated July 20, 2000 to Heikkila, et al.
22. International Patent Application No. WO 96/10650, dated April 11, 1996 (to Cultor Oy)

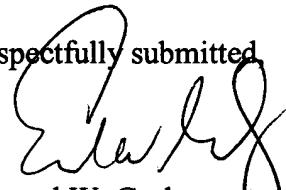
The significance of all of the above-cited references are discussed in the subject specification.

Applicants respectfully request that the above-mentioned references be made of record in the file of the present application. To that end, applicants submit herewith the aforementioned references and the completed Form PTO-1449, setting forth these references.

Accompanying this supplemental information disclosure statement is a petition pursuant to 37 C.F.R. §1.97(c) and payment of the required petition fee as set forth in 37 C.F.R. §1.17 (p).

Consideration of this Information Disclosure Statement is respectfully requested, since the information provided herein may be material to the patentability of the subject application as defined in 37 C.F.R. §1.56.

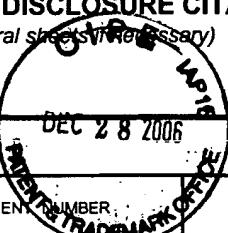
Respectfully submitted



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<b>INFORMATION DISCLOSURE CITATION</b> <small>(Use several sheets if necessary)</small>			ATTY DOCKET NO.	APPLICATION NO.			
			16014	10/702,686			
			APPLICANT(S)	John P. Jensen et al.			
			FILING DATE	November 6, 2003			
<b>U.S. PATENT DOCUMENTS</b>							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,287,620	09/11/2001	Van Den Ouweland, et al.			
		5,474,791	12/12/1995	Zablocki, et al.			
		5,633,031	05/27/1997	Zablocki, et al.			
		6,372,277	04/16/2002	Admiraal, et al.			
		4,228,198	10/14/1980	Burge, et al.			
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*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
<b>FOREIGN PATENT DOCUMENTS</b>							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
		EP 0 132 444 B1	02/13/1985	Europe			YES
		WO 99/15032	04/01/1999	PCT			NO
		EP 0 957 178 A2	04/23/1999	Europe			
		WO 96/10650	04/11/1996	PCT			
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
			Meyer, S. et al., Food Technology, Vol. 56, no.7 (July 2002), pp. 42-45: "Optimizing Sweetener Blends for Low-Calorie Beverages"				
			Innovation in Food Technology (September 12, 2001), p. 76: "Sugar Sweetness From Natural Distillates"				
EXAMINER				DATE CONSIDERED			
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>							

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		6,245,376	06/12/2001	Pittet, et al.			
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		6,406,546	06/18/2002	Donovan, et al.			
		5,466,294	11/14/1995	Kearney, et al.			
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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
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							NO
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			Confectionary - Production, 67(2) (Feb. 2001), p.27: "Real Sugar Flavour Without The Calories"				
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		4,359,430	11/16/1982	Heikkila, et al.			
		5,127,957	07/07/1992	Heikkila, et al.			
		6,093,326	07/20/2000	Heikkila, et al.			
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